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kt. 56330-A/JPW/PJP

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Judah Z. Weinberger  
Serial No. : 09/803,773  
Date Filed : March 12, 2001  
For : METHOD AND APPARATUS FOR TREATING A DISEASE  
PROCESS IN A LUMINAL STRUCTURE

1185 Avenue of the Americas  
New York, N.Y. 10036  
June 15, 2001

Assistant Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT**

Sir:

Pursuant to applicants' duty of disclosure, the information listed in the attached form PTO-1449 is brought to the attention of the Examiner.

It is respectfully requested that the information cited in annexed Form PTO-1449 be considered by the Examiner in connection with the above-identified patent application, and that such art be made of record in said application.

The information identified on the attached form PTO-1449 was cited by or submitted to the Patent Office in prior application Serial No. 09/127,063 March 17, 1999 which is relied upon for a filing date under 35 U.S.C. §120. Therefore, pursuant to 37 C.F.R. §1.98(d) copies of the information identified herein are not required.

The filing of this Information Disclosure Statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

Because this Information Disclosure Statement is being submitted before the mailing of a first Office Action on the merits, no fee is believed to be due. However, in the event that a first Office Action on the merits has been mailed which has not yet reached applicant's attorney, or has not yet been connected to the file in applicant's attorney's office, applicant hereby requests for consideration of this Information Disclosure Statement, pursuant to 37 C.F.R. §1.97(c) and authorize the Office to Charge Deposit Account No. 03-3125 the amount of the petition fee in accordance with 37 C.F.R. §1.17(p). In the event that a Notice of Allowance has been mailed, applicant hereby petitions, pursuant to 37 C.F.R. §1.97(d), for consideration of this Information Disclosure Statement, and authorize the Office to charge Deposit Account No. 03-3125 the amount of the fee in accordance with 37 C.F.R. §1.17(i).

The Office is hereby authorized to charge any additional fees which may be required for consideration of this Information Disclosure Statement and to credit any overpayment to our Deposit Account No. 03-3125.

Judah Z. Weinberger  
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Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Assistant Commissioner of Patents,  
Washington, D.C. 20231.

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